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1 BEFORE THE ARIZONA CORPORATION

2

3 IN THE MATTER OF: )

4 RAYMOND R. PUGEL AND JULIE B. ) DOCKET NOS.  
 5 PUGEL AS TRUSTEES OF THE RAYMOND ) W-03512A-06-0407  
 6 R. PUGEL AND JULIE B. PUGEL ) W-03512A-06-0613  
 7 FAMILY TRUST, and ROBERT RANDALL ) W-03512A-07-0100  
 8 AND SALLY RANDALL, ) W-03512A-07-0019

9 Complainants, )

10 v. )

11 PINE WATER COMPANY, )

12 Respondent. )

13 \_\_\_\_\_ )  
 14 AND OTHER RELATED MATTERS. )

15

**PROCEDURAL  
CONFERENCE**

RECEIVED  
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**REPORTER'S TRANSCRIPT OF PROCEEDINGS**

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Arizona Corporation Commission  
**DOCKETED**  
 JUL 24 2007

**ARIZONA REPORTING SERVICE, INC.**

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By: MICHELE E. BALMER  
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1 BE IT REMEMBERED that the above-entitled and  
2 numbered matter came on regularly to be heard before the  
3 Arizona Corporation Commission, 1200 West Washington  
4 Street, Phoenix, Arizona, commencing 10:06 a.m. on the  
5 9th day of July, 2007.

6

7 BEFORE: KRISTIN K. MAYES, Commissioner

8 Lyn Farmer, Chief Administrative Law Judge

9

10 APPEARANCES:

11 For the Arizona Corporation Commission Staff:

12 Ms. Janet Wagner  
13 Staff Attorney, Legal Division  
14 1200 West Washington Street  
15 Phoenix, Arizona 85007

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MICHELE E. BALMER  
Certified Reporter  
Certificate No. 50489

1 CALJ FARMER: On the record. Good morning, and  
2 welcome to the Arizona Corporation Commission.

3 We're here this morning for a scheduled  
4 procedural conference in the matter of -- it's a complaint  
5 involving various complainants against Pine Water Company.  
6 The first Docket No. is W-03512A-06-0407.

7 Are there any parties present this morning?

8 MR. MORIARITY: I'm an observer. I'm one of the  
9 complainants or represent one of the complainants.

10 CALJ FARMER: Could you come up to the microphone  
11 and just state your name? And I'll kind of fill you in on  
12 what has happened this morning and why no one else is  
13 here.

14 MR. MORIARITY: My name is Ed Moriarity. I'm the  
15 vice president with ATM, that's Asset Trust Management,  
16 and we're one of the complainants in the hearing against  
17 the Pine Water Company.

18 CALJ FARMER: Okay. Thank you. Here is what is  
19 happening this morning. We're going to continue the oral  
20 argument. The judge contacted me yesterday. My name is  
21 Lyn Farmer. I'm the Chief Administrative Law Judge. And  
22 Judge Nodes is ill and unable to be here today.

23 I e-mailed the attorneys that I knew were  
24 representing the parties, Mr. Gliege and Mr. Shapiro. And  
25 I believe Mr. Shapiro was trying to contact someone else.

1 It might have been you. I apologize that you're here and  
2 we're not going to be able to proceed today, but there  
3 will be another procedural order issued that will  
4 reschedule this oral argument.

5 MR. MORIARITY: Okay. Well, thank you.

6 CALJ FARMER: And you might, after we finish here  
7 today, maybe if you could give me your contact number  
8 information. Then I can make sure that if this happens  
9 again, we'll know how to get ahold of you.

10 MR. MORIARITY: Well, generally Mr. Gliege is  
11 pretty conscientious about that, but I had not received  
12 anything. And he didn't know I was coming anyway. I just  
13 decided to stop by.

14 CALJ FARMER: Well, thank you very much.

15 MR. MORIARITY: Thank you.

16 CALJ FARMER: With that, this item will be  
17 continued and the procedural conference will be  
18 rescheduled for a later date.

19 And I note that counsel for Staff has entered the  
20 hearing room today, too, and I believe Staff was also  
21 notified this morning that the matter was going to be  
22 continued.

23 MS. WAGNER: Oh, all right. I'm sure Mr. Torrey  
24 was.

25 CALJ FARMER: Pardon?

1 MS. WAGNER: Your Honor, Janet Wagner on behalf  
2 of Commission Staff. Apparently, Mr. Torrey was but I was  
3 not, just so the record is clear.

4 CALJ FARMER: Okay. Thank you. Is there  
5 anything further?

6 (No response.)

7 CALJ FARMER: We'll close the record. Thank you.

8 (The Procedural Conference concluded at  
9 10:10 a.m.)

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1 STATE OF ARIZONA )  
2 ) ss.  
3 COUNTY OF MARICOPA )

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5 I, MICHELE E. BALMER, Certified Reporter  
6 No. 50489 for the State of Arizona, do hereby certify that  
7 the foregoing printed pages constitute a full, true and  
8 accurate transcript of the proceedings had in the  
9 foregoing matter, all done to the best of my skill and  
10 ability.

11

12 WITNESS my hand this 20th day of July, 2007.

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*Michele E. Balmer*

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MICHELE E. BALMER  
Certified Reporter  
Certificate No. 50489

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